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WYNDHAM RESORT DEVELOPMENT
CORPORATION²

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CLARKE and REBECCA WIXON,
NORMAN and BARBARA WIXON, and
KANDICE SCATTOLON, derivatively
and on behalf of themselves and all other
similarly situated,

Plaintiffs,

v.

WYNDHAM RESORT DEVELOPMENT
CORP. (f/k/a Trendwest Resorts, Inc.),
GENE HENSLEY, DAVID HERRICK,
JOHN HENLEY, PEGGY FRY, JOHN
McCONNELL, and nominally,
WORLD MARK, THE CLUB,

Defendants.

Case No. C 07-02361 JSW

ORDER DENYING

~~PROPOSED~~ ORDER GRANTING
DEFENDANT WYNDHAM RESORT
DEVELOPMENT CORPORATION'S AND
PLAINTIFFS' STIPULATED REQUEST
TO EXCEED PAGE LIMITATION

CLASS AND DERIVATIVE ACTION

Judge: Hon. Jeffrey S. White

¹ Admitted *pro hac vice*.


² Other Counsel of record listed on signature page.

1 Having reviewed the parties' papers, stipulation, and relevant legal authority, and for other
 2 good cause shown, the Court hereby GRANTS the stipulated request of Defendant Wyndham
 3 Resort Development Corporation and Plaintiffs to exceed page limitation. Wyndham may have
 4 up to 25 pages (exclusive of title page, table of contents, table of authorities, statement of relief
 5 sought, statement of issues, and summary of argument) for each of its briefs in support of its
 6 Motions to Exclude Expert Opinions of Russell Lamb, Ph.D. and to Decertify the Class.
 7

8 For the reasons set forth below, the parties' stipulated request is DENIED.

9 **IT IS SO ORDERED.**

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 11 Dated June 30, _____, 2010.

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 13 
 14 HONORABLE JEFFREY S. WHITE

15 Although the parties have stipulated to this request, the fact of a stipulation does not demonstrate
 16 good cause for exceeding this Court's page limitations. The Court is intimately familiar with the
 17 facts underlying this case, as well as the procedural history. The Court's ruling is without
 18 prejudice to renewing the request. However, the Court cautions the parties that it is not inclined
 19 to look favorably on such a request absent a showing of extremely good cause *and need* for ten
 20 additional pages for each motion.
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1 Respectfully submitted,

2
3 Dated: June 30, 2010

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16 Dated: June 30, 2010

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CERTIFICATE OF SERVICE

Wixon v. Wyndham Resort Development Corporation, et al.
USDC, Northern District of California

I hereby certify that, on June 30, 2010, I electronically filed the foregoing with the Clerk of Court using the ECF system, which will send notification of such filing to all parties, as follows:

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